

1644

PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	09/214,881
Filing Date	June 7, 1999
First Named Inventor	Ozaki
Art Unit	1644
Examiner Name	Patrick Nolan
Attorney Docket Number	13240.0004.NPUS00

Total Number of Pages in This Submission

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	STATEMENT UNDER 37 C.F.R. 3.73(B);	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	POSTCARD	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	HOWREY SIMON ARNOLD & WHITE
Signature	
Date	February 9, 2004

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Christopher J. Buntel, Ph.D.		
Signature		Date	February 9, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	§	
	§	Group Art Unit: 1644
Ozaki et al.	§	
	§	Examiner: Patrick Nolan
Serial No.: 09/214,881	§	
Confirmation No. 8089	§	Atty Docket: 13240.0004.NPUS00
	§	
Filed: June 7, 1999	§	Client Docket: F5-98B4763/KA016US
	§	
For: Diagnostic Drugs for Auto Immune	§	
Disease	§	

ELECTION UNDER 37 C.F.R. §§ 3.71 AND 3.73
AND POWER OF ATTORNEY

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned, being Assignee of record of the entire interest in the above-identified application by virtue of an assignment recorded in the United States Patent and Trademark Office as set forth below, hereby elects, under 37 C.F.R. § 3.71, to prosecute the application to the exclusion of the inventor.

The Assignee hereby revokes any previous Powers of Attorney and appoints: Edward M. O'Toole, Reg. No. 22,477; John F. Lynch, Reg. No. 22,504; Albert P. Halluin, Reg. No. 25,227; Stephen H. Cagle, Reg. No. 26,445; Floyd R. Nation, Reg. No. 27,580; John D. Norris, Reg. No. 28,246; J. Paul Williamson, Reg. No. 29,600; Patricia A. Kammerer, Reg. No. 29,775; Craig M. Lundell, Reg. No. 30,284; Thomas A. Miller, Reg. No. 30,479; Richard A. Schnurr, Reg. No. 30,890; Anthony Nimmo, Reg. No. 30,920; Melinda L. Patterson, Reg. No. 33,062; Susan K. Knoll,

Power of Attorney

Reg. No. 33,254; Michael S. Dowler, Reg. No. 34,582; J. Dean Lechtenberger, Reg. No. 34,859; Janelle D. Waack, Reg. No. 36,300; Robert J. McAughan, Reg. No. 36,599; Nicolas G. Barzoukas, Reg. No. 38,823; Peter J. Chassman, Reg. No. 38,841; Stephen E. Edwards, Reg. No. 38,865; Michael K. Lindsey, Reg. No. 39,278; Carter J. White, Reg. No. 41,374; Connie Flores-Jones, Reg. No. 41,755; Brian L. Jackson, Reg. No. 41,868; Gregory A. Duffey, Reg. No. 42,501; John R. Keville, Reg. No. 42,723; Scott J. Garber, Reg. No. 43,627; Christopher J. Buntel, Reg. No. 44,573; Darrell G. Dotson, Reg. No. 44,661; Ira D. Finkelstein, Reg. No. 44,680; Suzy Harbison, Reg. No. 45,139; Matthew Madsen, Reg. No. 45,594; Terril G. Lewis, Reg. No. 46,065; Robert P. Auerbach, Reg. No. 46,525; Raymond Reese, Reg. No. 47,891; Amy G. Klann, Reg. No. 48,155; and Sean McDermott, Reg. No. 49,000;

each an attorney or agent with the law firm of Howrey Simon Arnold & White, LLP, and each associated with Customer Number 23369, for so long as they remain with such firm, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to transact all business in the Patent and Trademark Office in connection therewith, to receive the Letters Patent document, and for one year after the issuance of such Letters Patent to file any request for a certificate of correction that may be deemed appropriate.

Pursuant to 37 C.F.R. § 3.73, the undersigned has reviewed the evidentiary documents, specifically the Assignment to Kaneka Corporation, referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee.

Please direct all future communications regarding this application as follows:

Customer Number 23369
Howrey Simon Arnold & White, LLP
750 Bering Drive
Houston, TX 77057-2198
(713) 787-1400

ASSIGNEE: KANEKA CORPORATION

By: 

Name: Eiichi Muramatsu

Title: General Manager of Intellectual Property Department

Date: Jan 16, 2004

ASSIGNMENT:

☐
☒

Concurrently filed
Previously recorded

Date: April 19, 1999
Reel: 9888
Frames: 0953



STATEMENT UNDER 37 C.F.R. 3.73(b)

Applicant/Patent Owner: Kaneka Corporation
Application No./Patent No.: 09/214,881
Filed/Issue Date: June 7, 1999
Entitled: DIAGNOSTIC DRUGS FOR AUTO IMMUNE DISEASES

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Kaneka Corporation (name of assignee), a corporation (type of organization), states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel 9888, Frame 0953.

OR

- B. ☐ A chain of title from the inventor(s) of the patent application/patent identified above to the current assignee as shown below:

1. From: To:

The document was recorded in the Patent and Trademark Office at Reel
, Frame , or for which a copy thereof is attached.

2. From: To:

The document was recorded in the Patent and Trademark Office at Reel
, Frame , or for which a copy thereof is attached.

3. From: To:

The document was recorded in the Patent and Trademark Office at Reel
, Frame , or for which a copy thereof is attached.

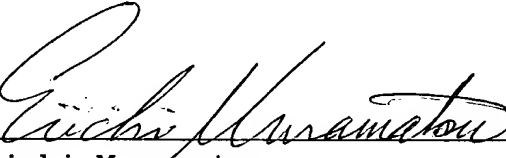
☐ Additional documents in the chain of title are listed on a supplemental
sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e. the original assignment document or a true copy of the
original document) must be submitted to Assignment Division in accordance with 37
CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP
302-302.6]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of
the assignee.

Signature:



Typed or printed name:

Eiichi Muramatsu

Title:

General Manager of Intellectual Property Department

Date:

Jan 16, 2004